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August 6, 2020

**MEMORANDUM ENDORSEMENT**

**Via ECF**

Hon. Gabriel W. Gorenstein  
United States Courthouse  
500 Pearl St.  
New York, NY 10007

Re. Garcia et al v. Progressive Maintenance LLC  
19-cv-03518 (GWG)

Dear Judge Gorenstein:

This office, along with Yale Pollack, represents Plaintiffs in the above captioned matter. Plaintiffs are forced to file a motion to compel Defendants to meet and confer with respect to a discovery dispute. Plaintiffs are mindful of the Court's individual rules and the importance it places on the parties meeting and conferring in good faith prior to bringing to the Court discovery issues. However, it is apparent that absent a Court order, Defendants will not meet and confer.

There is a dispute pertaining to the discovery provided—or lack thereof—with respect to the two corporate Defendants, Progressive Maintenance LLC and Progressive Management of N.Y. Corp. Plaintiffs seek the articles of incorporation of the corporate Defendants, a list of all shareholders and a list of all owners, officers, directors, managers and supervisors of the corporate Defendants. Defendants refuse to provide this information.

It is my understanding Defendants refuse to meet and confer on the grounds that Plaintiffs failed to set forth with the requisite specificity as to the topics of the meet and confer. As a result, on August 4, 2020, Plaintiffs provided Defendants with an e-mail setting forth the specific topics to be discussed in the meet and confer as well as a potential resolution. Defendants did not respond. Overall, this office has spent more than a week and multiple e-mails attempting to get Defendants' counsel to meet and confer with respect to this issue.

Plaintiffs are mindful that the Court's time is precious and I apologize for having to seek the intervention of the Court. Unfortunately, though, it is apparent that Defendants will not meet and confer with Plaintiffs absent a Court order.

Respectfully,

/s Jacob Aronauer  
Jacob Aronauer

**Do not send a letter claiming the other side refused to confer unless you also call them and they do not respond within two business days. Also, in any future letter, you must describe all efforts you made to confer with details as to dates, times, etc. Call the other side today. Application denied.**

**Via ECF**

*All attorneys on Record*

**So Ordered.**

4842-9040-6083.1

  
GABRIEL W. GORENSTEIN  
United States Magistrate Judge  
August 6, 2020